

1898-008 Chancery Causes: J. W. Anderson vs. C. S. Lanningham  
Lee Co

CA - Debt  
T - Property

To the Hon. W.T. Miller, Judge of the  
Circuit Court of Lee County.

J.W. Anderson who sues for himself  
and such other lien creditors of  
C.S. Lanningham as shall come in  
take part ~~in~~ and share the costs of  
this suit, complaining, sheweth unto the  
Court, that on 26<sup>th</sup> day March 1898, before  
J.S. Garrison a Justice of the Peace of Lee  
County, he recovered a judgment against  
the said C.S. Lanningham and ~~J.W. Nesbit~~  
for the sum of \$10<sup>25</sup> with interest thereon  
from the 28<sup>th</sup> day of Dec 1897, and \$1<sup>00</sup> costs,  
a copy of which is herewith filed, marked  
Exhibit "A", and prayed to be read as  
a part of this bill; and further that on the  
26<sup>th</sup> day of March 1898, before the said  
J.S. Garrison a Justice as aforesaid he recovered  
another judgment against the said C.S.  
Lanningham and J.W. Nesbit for the sum  
of \$7<sup>00</sup> with interest thereon from the 28 day  
of Dec 1897, and \$1<sup>30</sup> costs, a copy of which  
is herewith filed and marked Exhibit "B"  
and further again on the 10<sup>th</sup> day of May 1898  
he obtained another judgment from N.B.  
Johnson against the said C.S. Lanningham  
by assignment; which ~~judgment~~ the said

Judgment having been recovered by the said  
H. G. Johnson against the said C. S. Lanningham  
before the said J. S. Garrison a justice as  
aforesaid, on the 7 day of May 1898, and which  
Judgment is for the sum of \$14<sup>41</sup> with  
interest thereon from the 4<sup>th</sup> day of Dec. 1897,  
and \$1<sup>00</sup> costs, a copy of which Judgment  
is herewith filed marked Exhibit "C".  
and prayed to be read as a part of this bill:  
that no part of the said judgments  
have ever been paid; that said judgments  
were duly docketed on the 11<sup>th</sup> day of May 1898  
in the clerk's office of the county Court  
of Lee County; that the records of the county  
Court of Lee show that the following  
judgments in favor of the following  
named parties have also been recovered  
against the said C. S. Lanningham  
to-wit: R. J. Wood & Sons, Judgment for the  
sum of 12<sup>45</sup>, costs \$1<sup>00</sup>, docketed May the 11<sup>th</sup>  
1898, W. S. Snavely, Judgment <sup>for</sup> \$7<sup>50</sup>, costs  
\$1<sup>00</sup>, docketed May the 11<sup>th</sup> 1898. The said  
judgments are apparently not satisfied:  
And so far as your orator knows there  
may be other judgments in other counties  
of the State that bind the lands of  
C. S. Lanningham.

The said C. S. Lunningham is seized and possessed in his own right of the following tract of land to wit:  
One tract containing 31 acres. Part No 1. <sup>the two equal shares of</sup> of the lands of R. J. Lunningham (deceased) ~~and a 1/2 part thereof~~, the said tract lying and being in Lee County, and in the Pocket country thereof on the waters of Meadow Fork and joining the lands of T. H. Parsons, J. D. Pennington and Geo. T. Grider.

Your orator avers and charges that the rents and profits of the said lands will not in five years satisfy the judgments which are liens upon the same, and that he is therefore intitled to have the said land sold to satisfy his own and other liens thereon.

In consideration whereof, he prays that the said C. S. Lunningham, R. J. Wood & Sons, and W. D. Snively be made defendants to this bill, and be required to answer the same on oath, that proper process issue, that all proper orders and accounts be directed and taken; that the lien creditors of the said C. S. Lunningham be convened before a master commissioner in chancery of this court; that the lien debts of the said C. S. Lunningham be ascertained and the amounts thereof

and their order of priority of lien be established; that if it appears that the rents and profits of the said lands will not in five years pay the judgments, which are liens upon the same, that it or so much thereof as will suffice to satisfy the liens thereon, and the costs of suit and sale, be sold, and the proceeds thereof be applied to the payment of the said costs and liens; that if such rents will so suffice, the said lands be rented out and the rents and profits thereof be applied to the said liens until they are fully satisfied; and that all such other further and general relief may be given as in the premises is just and right and your orator will ever pray, etc.

J. L. Noel p. q.

<sup>Noel</sup>  
J. W. Anderson  
vs. Bill in Chancery

L. S. Ganningsham  
1898 2nd May rules Spa.  
" Executed J. L. Noel  
" 1st June rules taken the  
" Last Monday in May  
" D. H. Condit & Co. set  
" for hearing

Virginia---Lee County, To-Wit:

To C. D. Russell, Constable of said County.I hereby command you to summon, Chas LunninghamIf to be found in your District to appear at my Office in said county, on the 26<sup>th</sup> day of March 1898 before me or such other Justice of said County,as may be there to try this warrant, to answer complaint of J. H. Andersonand upon claim for money not exceeding \$100, exclusive of interest, to-wit: For the sum of \$ 10<sup>27</sup> due by Account, and then and there return this warrant.Given under my hand the 19<sup>th</sup> day of March 1898J. S. Harrison J. P.

J. H. Anderson On the 26<sup>th</sup> day of March 1898  
 Against (In Debt)  
Chas Lunningham At my Office in said County,

JUDGMENT, That the Plaintiff recover of the Defendant \$ 10<sup>29</sup> with interest thereon from the28 day of Dec 1897, until paid, and \$ 1<sup>00</sup> for costs.J. S. Harrison J. P.VIRGINIA—Lee County, To-wit: To C. D. Russell Constable of said County.

I command you in the name of the Commonwealth of Virginia, that of the goods and chattles of

Chas Lunningham, in your county, you cause to be made the sum of \$ 10<sup>29</sup>with interest thereon from the 28<sup>th</sup> day of Dec 1897, till paid, whichJ. H. Anderson has recovered before meon a warrant in debt, and also the sum of \$ 1<sup>00</sup> which were adjudged tohe said J. H. Anderson for costs in prosecuting said warrant.Given under my hand the 26<sup>th</sup> day of March 1898

J. P.

Exhibit "A"

J. H. Anderson  
vs. J. C. Wood

Chas Lanningham

Executed the 19. day of  
March 1898

by summoning  
Chas Lanningham

C. H. Russell

C. L.

Russell cost \$1.30

for the within  
Judgment by cash \$2.75  
By Claims 2.00  
J. C. Wood atty. 4.75

Do estate in Judgment  
Run Docket No 3  
page 176.

D. S. P. Richmond cum.

@ 75 cts  
"

Virginia--Lee County, To-Wit:

To C. D. Russell, Constable of said County.I hereby command you to summon Chas. Lanningham and  
J. W. NesbittIf to be found in your District to appear at my office in said county, on  
the 26<sup>th</sup> day of March 1898 before me or such other Justice of said County,as may be there to try this warrant, to answer complaint of J. W. Anderson.and upon claim for money not exceeding \$100, exclusive of interest, to-wit: For the sum of \$ 7<sup>00</sup>  
due by Chas., and then and there return this warrant.Given under my hand the 19<sup>th</sup> day of March 1898J. S. Garrison J. P.J. W. Anderson On the 26 day of March 1898  
Against J. W. Nesbitt At my office in said County,  
Chas. Lanningham (In Debt)JUDGMENT, That the Plaintiff recover of the Defendant \$ 7<sup>00</sup> with interest thereon from the  
28<sup>th</sup> day of Dec. 1897, until paid, and \$ 1<sup>30</sup> for costs.J. S. Garrison J. P.VIRGINIA--Lee County, To-wit: To C. D. Russell Constable of said County.I command you in the name of the Commonwealth of Virginia, that of the goods and chattles of  
Chas. Lanningham + J. W. Nesbittin your county, you cause to be made the sum of \$ 7<sup>00</sup>  
with interest thereon from the 28<sup>th</sup> day of Dec. 1897, till paid, whichJ. W. Anderson has recovered before me  
on a warrant in debt, and also the sum of \$ 1<sup>30</sup> which were adjudged tohe said J. W. Anderson for costs in prosecuting said warrant.Given under my hand the 26 day of March 1898J. S. Garrison J. P.

J. W. Anderson  
vs ~~Guerrant~~,  
Chas Lunningham  
+ J. W. Nesbitt,

Executed the 19 day  
of March 1898  
by summoning  
Chas Lunningham  
& J. W. Nesbitt  
C. D. Russell  
C. D. C.

Docketed in Judgment  
Linn Docket No 3  
page 176  
S. T. P. Richmond Clerk.

C 25<sup>cts</sup>

Exhibit - B.

Virginia--Lee County, To-wit:

To C. D. Russell, Constable of said County.I hereby command you to summon,.... C. S. Lunningham.....If to be found in your District to appear at my office.....in said county, on  
the 7<sup>th</sup> day of May.....1898, before me or such other Justice of said County,  
as may be there to try this warrant, to answer complaint of N. L. Johnson.....and upon claim for money not exceeding \$100, exclusive of interest, to-wit: For the sum of \$ 14<sup>41</sup>  
due by note owing the homestead, and then and there return this warrant.Given under my hand the 30 day of April.....1898  
J. S. Garrison J. P.

|                                           |                                                                     |
|-------------------------------------------|---------------------------------------------------------------------|
| <u>N. L. Johnson</u> .....                | } On the <u>11</u> day of <u>May</u> .....189 <u>8</u><br>(In Debt) |
| <u>C. S. Lunningham</u> .....             |                                                                     |
| At <u>my office</u> ..... in said County, |                                                                     |

JUDGMENT, That the Plaintiff recover of the Defendant \$ 14<sup>41</sup> with interest thereon from the  
4<sup>th</sup> day of Dec......1897, until paid, and \$ 1<sup>00</sup> for costs.

J. S. Garrison J. P.  
VIRGINIA--Lee County, To-wit: To C. D. Russell.....Constable of said County.

I command you in the name of the Commonwealth of Virginia, that of the goods and chattles of

C. S. Lunningham  
....., in your county, you cause to be made the sum of \$ 14<sup>41</sup>with interest thereon from the 4<sup>th</sup> day of December.....1897, till paid, whichN. L. Johnson has recovered before me on a  
warrant in debt, and also the sum of \$ 1<sup>00</sup> which were adjudged tohe said N. L. Johnson for costs in prosecuting said warrant.Given under my hand the 7<sup>th</sup> day of May.....1898.J. S. Garrison J. P.

N. L. Johnson  
vs Warrant in debt.

C. S. Lanningham

Executed the 5<sup>th</sup> day  
of May 1898.

by summoning

C. S. Lanningham

C. D. Russell

C. S. L.

Five days notice waived

I assign the within  
Judgment to J. W. Anderson  
May 10<sup>th</sup> 1898.

N. L. Johnson

Docketed in Judgment  
Linn Docket No 3 page 76.  
May 11<sup>th</sup> 1898

J. V. P. Richardson clerk.

C 35<sup>cts</sup>

Exhibit - "C"

VIRGINIA--Lee County, to-wit:

To W. D. Russell, Constable of Said County.

I HEREBY COMMAND YOU TO SUMMON

C. S. Lanningham

, if to be found in your District, to appear at

my office, in said County, on the 6<sup>th</sup> day of May 1898

before me or such other Justice of said County as may then be there to try this Warrant, to answer the complaint of R. J. Wood & Sons

and upon a claim for money not exceeding \$100, exclusive of interest, to-wit: for the sum of \$10<sup>70</sup>, due by note mechanical & account Given under my hand the 25<sup>th</sup> day of April 1898.

J. S. Garrison J. P.

R. J. Wood & Sons  
Against

C. S. Lanningham

On the 6<sup>th</sup> day of May 1898.

In Debt.

At my office, in said county.

JUDGMENT, That the Plaintiff recover of the Defendant, \$1245<sup>00</sup>, with interest thereon from the 1<sup>st</sup> day of April 1898, till paid, and \$1<sup>00</sup> for costs.

J. S. Garrison J. P.

64  
R. J. Hood & Sons  
vs. Lanningham  
C. S. Lanningham

Executed the 29 day of  
April 1898 by delivering  
a true copy of the  
within warrant to the  
wife of C. S. Lanningham  
C. H. Russell  
C. S. C.

Dee et al in Judgmt  
Liu Do et al vs 3  
Page 176. May  
11th 1898.

J. V. Richmond  
Secy

C. S. C.

Virginia---Lee County, To-Wit:

To J. B. Shuffbys, Constable of said County.

I hereby command you to summon, Lee Creamery Company

a corporation &c

If to be found in your District to appear at Jonesville in said county, on the 2<sup>d</sup> day of January 1897 before me or such other Justice of said County,

as may be there to try, this warrant, to answer complaint of The Chicago

Building and Mfg Co, a corporation &c

and upon claim for money not exceeding \$100, exclusive of interest, to-wit: For the sum of \$ 128.84

due by Account, and then and there return this warrant.

Given under my hand the 26 day of December 1896.

The Chicago and Mfg Co  
a corporation &c  
Against  
J. B. Creamery Co  
Defendant

J. B. Noel J. P.

On the 19 day of Jan 1897.

(In Debt)  
At Jonesville in said County,

JUDGMENT, That the Plaintiff recover of the Defendant \$ ..... with interest thereon from the

..... day of ..... 1897, until paid, and \$ 3.10 for costs.

J. B. Noel J. P.

VIRGINIA—Lee County, To-wit: To..... Constable of said County.

I command you in the name of the Commonwealth of Virginia, that of the goods and chattles of

....., in your county, you cause to be made the sum of \$ .....

with interest thereon from the ..... day of ..... 1897, till paid, which

..... has recovered before .....

..... warrant in debt, and also the sum of \$ ..... which were adjudged to

the said ..... for costs in prosecuting said warrant.

Given under my hand the ..... day of ..... 1897.

J. P.

Chicago B + Mfg Co  
vs } Warrant

Lee Creamery Co  
                      
Exceeded, by delivering  
a true copy. Of the within  
summons to James W. On  
President of Lee Creamery  
Company. This the 26<sup>th</sup>  
day of Dec 1896

J. B. Shaffelby  
C. S. C.

                    

This case is continued until Friday Jan  
8<sup>th</sup> 1897. This Jan 2<sup>nd</sup> 1897. H. E. Forster  
This case is continued until Jan 19<sup>th</sup> 1897.  
This Jan 8<sup>th</sup> 1897. H. E. Forster J. B.

Virginia--Lee County, To-wit:

To W. D. Russell, Constable of said County.I hereby command you to summon, J. H. Wilt

If to be found in your District to appear at my office in said county, on  
 the 31 day of May 1898 before me or such other Justice of said County,  
 as may be there to try this warrant, to answer complaint of J. C. Noel

and upon claim for money not exceeding \$100, exclusive of interest, to-wit: For the sum of \$9.32  
 due by notes, and then and there return this warrant.

Given under my hand the 24 day of May 1898.

J. S. Garrison J. P.  
J. C. Noel } On the 1<sup>st</sup> day of June 1898  
J. H. Wilt } (In Debt)  
 At my office in said County,  
 JUDGMENT, That the Plaintiff recover of the Defendant \$8.54 with interest thereon from the  
1<sup>st</sup> day of June 1898, until paid, and \$1.00 for costs.

J. S. Garrison J. P.  
 VIRGINIA--Lee County, To-wit: To W. D. Russell Constable of said County.

I command you in the name of the Commonwealth of Virginia, that of the goods and chattles of  
J. H. Wilt, in your county, you cause to be made the sum of \$80.4  
 with interest thereon from the 1<sup>st</sup> day of June 1898, till paid, which  
J. C. Noel has recovered before me on a  
warrant in debt, and also the sum of \$1.00 which were adjudged to  
 the said J. C. Noel for costs in prosecuting said warrant.

Given under my hand the 1<sup>st</sup> day of June 1898  
J. S. Garrison J. P.

31  
J. B. Nail  
vs } In Debt

J. A. Witt

Executed the 25 day  
of May 1898 by  
Summoning J. H. Witt

C. H. Russell  
C. L.

Virginia the County to wit:  
Execution is here by returned on the within Judgment  
for 60 days given under my hand & this 25th of May 1898  
J. H. Russell C. L.